

# **REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

Application Number	09/822,653
Filing Date	March 30, 2001
First Named Inventor	Abbasi, Aamir A.
Group Art Unit	2685
Examiner Name	Nguyen, Thuan T.
Attorney Docket Number	CS10883

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See changes to Application Examination and Provisional Application Practice Interim Rule 65 Fed. Reg. 14865 (Mar. 20, 2000). 1233 Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on June 24, 2005 (Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. ☐ Miscellaneous

- a. ☐ Suspension of Action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. 1.117(i) required.)
- b. ☐ Other \_\_\_\_\_

## 3. ☒ Fees The RCE fee under 37 C.F.R. 1.117 (e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 502117 Deposit Account Name: Motorola, Inc.
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☒ Fee transmittal is enclosed
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## **SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED**

Name (Printed/Type)	<u>Hisashi D. Watanabe</u>	Reg. No.	<u>37,465</u>
Signature	<u><i>Hisashi D. Watanabe</i></u>	Date	<u>July 25, 2005</u>

## **CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U. S. Patent and Trademark Office on: July 25, 2005

Name Hisashi D. Watanabe Signature *Hisashi D. Watanabe*

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**JUL 25 2005**

<b>FEE TRANSMITTAL</b> Patent fees are subject to annual revision <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27				<b>Complete if Known</b> Application Number: 09/822,653 Filing Date: March 30, 2001 First Named Inventor: Abbasi, Aamir A. Examiner Name: Nguyen, Thuan T. Group Art Unit: 2685 Attorney Docket No.: CS10883																																																																																																																																																								
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<input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 502117 Deposit Account Name: Motorola, Inc. The Director is authorized to: (check all that apply) <input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.				<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th colspan="2">Large Entity</th> <th colspan="2">Small Entity</th> <th rowspan="2">Fee Description</th> </tr> <tr> <th>Fee Code</th> <th>Fee (\$)</th> <th>Fee Code</th> <th>Fee (\$)</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing</td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td></tr> <tr><td>1812</td><td>2520</td><td>1812</td><td>2520</td><td>For filing a request for ex parte Reexamination</td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td></tr> <tr><td>1805</td><td>1840*</td><td>1805</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td>Extension for reply within second month</td></tr> <tr><td>1253</td><td>1020</td><td>2253</td><td>510</td><td>Extension for reply within third month</td></tr> <tr><td>1254</td><td>1590</td><td>2254</td><td>795</td><td>Extension for reply within fourth month</td></tr> <tr><td>1255</td><td>2160</td><td>2255</td><td>1080</td><td>Extension for reply within fifth month</td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td>Notice of Appeal</td></tr> <tr><td>1402</td><td>600</td><td>2402</td><td>250</td><td>Filing a brief in support of an appeal</td></tr> <tr><td>1403</td><td>1000</td><td>2403</td><td>500</td><td>Request for oral hearing</td></tr> <tr><td>1451</td><td>1510</td><td>1451</td><td>1510</td><td>Petition to institute a public use proceeding</td></tr> <tr><td>1452</td><td>500</td><td>2452</td><td>250</td><td>Petition to revive - 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<b>2. EXTRA CLAIM FEES</b> Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent: 50 (Large), 25 (Small Entity) Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent: 200 (Large), 100 (Small Entity) Multiple Dependent Claims: 360 (Large), 180 (Small Entity) Total Claims: 20 or HP = 50 x 50 = 2500 HP = highest number of total claims paid for, if greater than 3: 360 Indep. Claims: 3 or HP = 200 x 200 = 40000 Extra Claims: Fee (\$): Fee Paid (\$): Multiple Dependent Claims: Fee (\$): Fee Paid (\$):																																																																																																																																																												
<b>3. APPLICATION SIZE FEE</b> If the specification and drawings exceed 100 sheets of paper, the application size fee is \$250 (\$125 for small entity). For each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(e). Total Sheets: 100 = 250 / 50 = 5 (round up to a whole number) x 250 = 1250 Extra Sheets: Number of each additional 50 or fraction thereof: Fee (\$): Fee Paid (\$):																																																																																																																																																												
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<b>SUBMITTED BY</b> Name (Print/Type): Hisashi D. Watanabe Signature: <i>Hisashi D. Watanabe</i>				<b>5. OTHER FEE(S) (specify)</b> CREDIT FOR PREVIOUS PAYMENT OF EXTENSION FOR REPLY WITHIN ONE MONTH Fee Paid (\$): (120.00)																																																																																																																																																								
Registration No.: 37,485    Telephone: (847) 523-2322 Date: July 25, 2005																																																																																																																																																												

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**Facsimile: (847) 523-2350**

**4**

Number of Pages (including this page)

**Date:** July 25, 2005**To:** Examiner Thuan T. Nguyen**Location:** United States Patent and Trademark Office**Fax No.:** (571) 273-8300**From:** Hisashi D. Watanabe Registration No. 37,465**Subject:** Serial No. 09/822,653

Docket No. CS10883

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**MESSAGE:**

Enclosed herewith, please find:

- ☒ Request for Continued Examination Transmittal
- ☐ Preliminary Amendment
- ☒ Fee Transmittal Form
- ☒ Petition for Extension of Time

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<b>EXAMINER:</b>	<b>Nguyen, Thuan T.</b>
<b>GROUP ART UNIT:</b>	2685
<b>SERIAL NO.:</b>	09/822,653
<b>FILED:</b>	March 30, 2001
<b>INVENTOR:</b>	Abbasi, Aamir A.